



BEST AVAILABLE COPY

#3

**DECLARATION AND POWER
OF ATTORNEY FOR UTILITY OR
DESIGN PATENT APPLICATION**
(37 CFR 1.63)

Declaration
Submitted
With Initial
Filing

Declaration
Submitted After Initial
Filing (surcharge
(37 CFR 1.16(a))
required

Attorney Docket No.: DEE6270P0090US

First Named Inventor: SMITH, Ellis Junior

COMPLETE IF KNOWN

Application Number: 09/905,531

Filing Date: July 13, 2001

Group Art Unit: 3671

Examiner Name:

I, a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed) or an original, first and joint inventor (if plural names are listed) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **HYDRAULIC SYSTEM DIVERTER MECHANISM FOR SINGLE LEVER CONTROL OF A UTILITY VEHICLE**, the specification of which:

☐ is attached hereto; or

☒ was filed on July 13, 2001 as Application Serial No. 09/905,531 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Numbers	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit of any United States application(s) listed below.

BEST AVAILABLE COPY

Application Number(s)	Filing Date	<input type="checkbox"/> Additional application numbers are listed on a supplemental priority data sheet attached hereto.

The undersigned hereby authorizes the U.S. attorney(s) or agent(s) named herein to accept and follow instructions from the assignee, if any, of the undersigned or from as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney(s) or agent(s) and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney(s) or agent(s) named herein will be so notified by the undersigned.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Lawrence J. Chapa	Reg. No. 39,135	Martin L. Katz	Reg. No. 25,011	Keith V. Rockey	Reg. No. 24,713
Randall T. Erickson	Reg. No. 33,872	Kathleen A. Lyons	Reg. No. 31,852	Thomas I. Ross	Reg. No. 29,275
Stephen D. Geimer	Reg. No. 28,846	John P. Milnamow	Reg. No. 20,635	Joel E. Siegel	Reg. No. 25,440
Vincent Harsha	Reg. No. 18,045	Paul M. Odell	Reg. No. 28,332	Paul M. Vargo	Reg. No. 29,116
Allen J. Hoover	Reg. No. 24,103				

Those mailing address for this application is: ROCKEY, MILNAMOW & KATZ, LTD.
Two Prudential Plaza - Suite 4700
180 North Stetson Avenue
Chicago, Illinois 60601
Telephone: (312) 616-5400
Facsimile: (312) 616-5460

Customer Number (01942)
and/or Bar Code Label:

--

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	Ellis Junior Smith
Citizenship:	US
Residence:	West Martinez, GA
Post Office Address (if different):	John Deere Commercial Products, 700 Horizon South Parkway, Grovetown, GA 30813
Signature: <i>Ellis J. Smith</i>	Date: 10/29/01
<input type="checkbox"/> A petition has been filed for this unsigned inventor.	

BEST AVAILABLE COPY

Name of Additional Inventor, if any:	Christopher Thomas McCord
Citizenship: <i>U.S.</i>	US
Residence:	Thomson, GA
Post Office Address (if different):	John Deere Commercial Products, 700 Horizon South Parkway, Grovetown, GA 30813
Signature: <i>Christopher Thomas McCord</i> X	Date: <i>10/29/01</i> X
<input type="checkbox"/> A petition has been filed for this unsigned inventor.	

Name of Additional Inventor, if any:	David Laverne Sprinkle
Citizenship: <i>U.S.</i>	US
Residence: <i>846 Washington Hwy</i>	Warrenton, GA <i>30828</i>
Post Office Address (if different):	John Deere Commercial Products, 700 Horizon South Parkway, Grovetown, GA 30813
Signature: <i>David L. Sprinkle</i> X	Date: <i>29 Oct 2001</i>
<input type="checkbox"/> A petition has been filed for this unsigned inventor.	